

# The Patent Conference

April 8, 2011

University of Kansas School of Law

- 7:00-7:45 Bus from Intercontinental Hotel to KU School of Law
- 7:45-8:30 Buffet Breakfast and Welcome from Dean and Organizers
- 8:30-9:30 Panel I – Patent Infringement (Moderator: Andrew Torrance)  
David Olson - The Common Law of Patentable Subject Matter  
Kevin Collins - The (Ir)relevance of Intangibility in Medical Diagnostic Patents  
Kristin Osenga - Incomprehensible Patents  
Tun-Jen Chiang - The Patentee's Insight
- 9:30-10:30 Panel II – Patent Damages (Moderator: David Olson)  
Dave Schwartz - Contingent Fee Litigation in Patent Law  
Stjepko Tokic - The Role of Consumers in Deterring Settlement Agreements Based on Invalid Patents: The Story of Non-Practicing Entities  
Dmitry Karshedt – Demonstrated Instances of Direct Infringement in Calculating Reasonable Royalty Damages for Indirect Infringement: Probative Evidence or a Tool for Capping Recovery as a Matter of Law?  
Peter Lee - The Accession Insight and Patent Infringement Remedies
- 10:30-10:45 Break and Refreshments

10:45-11:30 Panel III – Patent Courts (Moderator: Dave Schwartz)

Stefania Fusco and David Olson - The Federal Circuit's Use of *De Novo* Review to "Cure" Inconsistencies

Paul Gugliuzza - The New Federal Circuit *Mandamus*

Jay Kesan and Gwendolyn Ball - Judicial Experience and the Efficiency and Accuracy of Patent Adjudication: An Empirical Analysis of the Case for a Specialized Patent Trial Court

11:30-12:30 Panel IV – Empirical Patent Analysis (Moderator: John Allison)

Michael Mazzeo, Samantha Zyontz, and Jonathan Hillel – Are Patent Infringement Awards Excessive?: The Data Behind the Patent Reform Debate

Lee Petherbridge and Andrew Torrance - An Empirical Study of the Person Having Ordinary Skill in Biotechnology

Péter Érdi - The Analysis of the Patent Citation Network

Daniel Katz - Distance Measures for Dynamic Citation Networks

12:30-14:00 Lunch at *Pachamama*<sup>1</sup>

14:00-15:00 Panel V – Patent Litigation (Moderator: Dennis Crouch)

Ted Sichelman - Minding Patent Infringement

Christopher Holman - *Lilly* Written Description: A Wild Card for Invalidating Unworthy Patent Claims

Jonas Anderson and Peter Menell - The Market for Patent Litigation

Colleen Chien - Predicting Patent Litigation

15:00-16:00 Panel VI – Interdisciplinary Patent Studies (Moderator: Patricia Judd)

Andrew Torrance – Design Beauty in the Eye of the Judicial Beholder

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<sup>1</sup> <http://www.pachamamas.com/>

Joshua Sarnoff - The Patent System and Climate Change

Christopher Seaman - Toward an Optimal Regime for Joint  
Ownership in Patent and Copyright Law

Richard Gruner - All Together Now: Evidence of Collaborative  
Innovation Trends in Patented Inventions

16:00-16:15 Break and Refreshments

16:15-17:15 Asian Patent Law (Moderator: Ted Sichelman)

Arthur Yuan - Innovations in China: One Utility Model Patent At A  
Time

Nohoko Ono – The Japanese Patent System as a Model Patent System  
for Developing Countries

Benjamin Liu - Repair and Reconstruction in the Factory of the  
World: A Post-Industrial Definition of “Making” in China

Jiwen Chen - Empirical Assessment and Political Economy Analysis of  
Patent Enforcement in China

17:15-17:45 Concluding Open Discussion

17:45-18:30 Bus from KU School of Law to Andrew Torrance’s House

18:30-21:30 Dinner and Party Catered by *Oklahoma Joe’s Barbecue*<sup>2</sup>

21:30-22:00 Bus from Andrew Torrance’s House to Intercontinental Hotel

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<sup>2</sup> <http://www.oklahomajoesbbq.com/restaurant/> - Rated “Best Barbecue in Kansas City 2011” by *Zagat*; listed in Anthony Bourdain’s “13 Places to Eat Before You Die”.